

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
CIVIL ACTION NO. 5:11-CV-31-RLV-DCK**

BARRY MALLEK,

Plaintiff,

v.

ALLSTATE LIFE INSURANCE COMPANY,

Defendant and Third-Party Plaintiff,

v.

ALICE MALLEK,

Third-Party Defendant.

ORDER

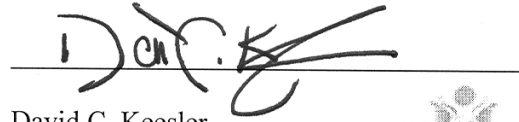
THIS MATTER IS BEFORE THE COURT on “Allstate Life Insurance Company’s Motion For Service Of Statutory Interpleader Complaint On Out-Of-State Claimant Pursuant To 28 U.S.C. § 2361” (Document No. 6) filed April 8, 2011. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. No response to this motion has been filed, and the time to do so has lapsed.

Third-Party Plaintiff Allstate Life Insurance Company (“Allstate”) seeks an order directing service of its “...Answer And Counterclaim And Third-Party Complaint For Interpleader” (Document No. 4) on out-of-state claimant and Third-Party Defendant Alice Mallek. Having carefully considered the motion, the record, and applicable authority cited by Allstate, the undersigned will grant the motion.

IT IS, THEREFORE, ORDERED that “Allstate Life Insurance Company’s Motion For Service Of Statutory Interpleader Complaint On Out-Of-State Claimant Pursuant To 28 U.S.C. § 2361” (Document No. 6) is **GRANTED**. Third-Party Plaintiff shall contact the United States

Marshal Service and make the appropriate arrangements for service of process, including providing all necessary documents and fees.

Signed: May 11, 2011

A handwritten signature in black ink, appearing to read "D.C. Keesler", is written over a horizontal line.

David C. Keesler
United States Magistrate Judge

